

CONSENT ORDER

1. Performing any more filling, physical work or alteration in any wetlands in the project right of way which have not been filled as of the date of the issuance of this Order;
2. Removing or clearing any tree in the project right of way over 6" DBH. The County may remove damaged, unhealthy trees if they pose a safety hazard to persons or property; or

3. Performing any further physical work, alteration, clearing or filling on the Lewis Ocean Bay Preserve side of the project right of way.

By agreement of the parties, posting security by Plaintiffs is waived for the purposes of this Order.

The parties do not by consenting to this Order waive any position or argument or make any admission related to the factual and/or legal issues to be addressed in this case.

IT IS SO ORDERED.

s/ R. Bryan Harwell
R. Bryan Harwell
United States District Judge

September 23, 2016
Florence, South Carolina

WE CONSENT:

s/ Amy E. Armstrong (ID # 9625)

S.C. Environmental Law Project
P.O. Box 1380
Pawleys Island, S.C. 29585
Attorneys for Plaintiffs

s/ Stan Barnett (ID # 5306)

P.O. Box 1542
Mt. Pleasant, S.C. 29465
Attorney for Horry County